

## COPY OF PAPERS ORIGINALLY FILED

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may

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PTO/SB/30 (5/2000)
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REQUEST

## CONTINUED EXAMINATION (RCE) TRANSMITTAL

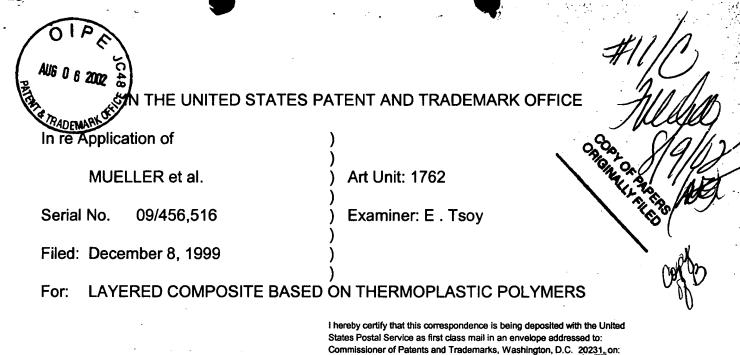
Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/456,516
Filing Date	12/8/1999
First Named Inventor	Mueller et al.
Group Art Unit	1762
Examiner Name	E. Tsoy
Attorney Docket Number	732/000012

wish to consider fing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice. Submission required under 37 C.F.R. § 1.114 a. X Previously submitted Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_June\_26, \_2002 (Any unentered amendment(s) referred to above will be entered). ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on iii. Other b. Enclosed i. Amendment/Reply ii. Affidavit(s)/Declaration(s) Information Disclosure Statement (IDS) 2. Miscellaneous Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) Other 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0345 X RCE fee required under 37 C.F.R. § 1.17(e) 08/07/2002 BABRAHA1 00000130 09456516 ii. X Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 740.00 DP 01 FC:179 iii. Other b. X Check in the amount of \$\_1030.00 Payment by credit card (Form PTO-2038 enclosed) SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED Registration No. (Attorney/Agent) Name (Print (Type) 18.967 Signature CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: . Name (Print/Type) <u>Herbert B. Keil</u> Signature

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S., Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.



August 1, 2002
Date of Deposit
Norman G. Torchin
Person Making Deposit
Signature
August 1, 2002

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

## AMENDMENT PURSUANT TO 37 CFR § 1.116 AND REQUEST FOR RECONSIDERATION

Date of Signature

Sir:

In further response to the office action mailed March 15, 2002, kindly enter the following amendment.

08/07/2002 BABRAHA1 00000131 09456516

01 FC:115 02 FC:103 110.00 OP 180.00 OP